IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.SASIDHARAN NAMBIAR

TUESDAY, THE 14TH AUGUST 2007 / 23RD SRAVANA 1929

WP(C).No. 19668 of 2007(N)

PETITIONER:

J. GEORGE, S/O. JOSEPH,
AGED 77 YEARS, RESIDING AT NADUTHATTU VEEDU,
EDAKKODU DESOM, NEYYATTINKARA.

BY ADV. SRI.D.SAJEEV

RESPONDENTS:

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1. THE STATE OF KERALA,
REP. BY SECRETARY, DEPARTMENT OF REVENUE,
PUBLIC OFFICE, THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR,
THIRUVANANTHAPURAM.

3. THE DEPUTY COLLECTOR,
LAND ACQUISITION, COLLECTORATE,THIRUVANANTHAPURAM.

BY SMT.LATHA THANKAPPAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.SASIDHARAN NAMBIAR,J.

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W.P.(C) NO. 19668 OF 2007

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Dated this the 14th day of August, 2007

JUDGMENT

This petition is filed under Article 226 of the Constitution of India for a direction to respondents 2 and 3 to deposit the compensation amount, which should have been deposited before the court when a reference under section 32 of Land Acquisition Act was made. The reference made under section 32 is pending as LAR 19 of 1993 before Sub Court, Neyyattinkara. Learned Government pleader sought time on 27.6.2007 to verify whether the amount has been deposited. Again time was sought for and granted on 16.7.2007. Today also learned Government pleader sought further time.

2. On hearing learned counsel appearing for petitioner and learned Government pleader, I do not find that it is necessary to grant further time for verification. When a reference is made under Section 32 of the Land Acquisition Act, respondents

are bound to deposit the compensation amount to be disbursed to the claimants according to their entitlement as fixed in the award before the Land Acquisition court.

This Writ Petition is disposed on the following directions. If the compensation amount to be disbursed as fixed in the Award is not so far deposited, respondents 2 and 3 are directed to deposit the amount in L.A.R.19/1993 on the file of the Sub Court, Neyyattinkara within thirty days from this date.

M.SASIDHARAN NAMBIAR
JUDGE

tpl/-

M.SASIDHARAN NAMBIAR, J.

W.P.(C).NO. /06

JUDGMENT

SEPTEMBER,2006